



## 99TH GENERAL ASSEMBLY

### State of Illinois

2015 and 2016

SB2563

Introduced 2/16/2016, by Sen. Thomas Cullerton

#### SYNOPSIS AS INTRODUCED:

705 ILCS 305/10.2 from Ch. 78, par. 10.2  
705 ILCS 305/10.5 new  
705 ILCS 310/10.6 new

Amends the Jury Act and the Jury Commission Act. Provides that any active, retired, or honorably discharged member of the United States Armed Forces, Illinois National Guard, or Illinois Naval Militia shall, upon request, be excused from jury service. Provides that upon request, the county board, jury administrator, or jury commissioners shall permanently exclude the prospective juror from all current and subsequent jury lists or general jury lists. Provides that the county board, jury administrator, or jury commissioners shall create and maintain a list of persons who are permanently excluded from any jury list or general jury list. Provides that the county board, jury administrator, or jury commissioners shall notify a person if he or she is permanently excluded from all current and subsequent jury lists or general jury lists. Makes a corresponding change.

LRB099 20072 HEP 44491 b

1 AN ACT concerning courts.

2 **Be it enacted by the People of the State of Illinois,**  
3 **represented in the General Assembly:**

4 Section 5. The Jury Act is amended by changing Section 10.2  
5 and by adding Section 10.5 as follows:

6 (705 ILCS 305/10.2) (from Ch. 78, par. 10.2)

7 Sec. 10.2. Excusing prospective jurors; hardship.

8 (a) The county boards of the respective counties, the jury  
9 commissioners for those counties which have been appointed  
10 under the Jury Commission Act, or a jury administrator shall  
11 submit questionnaires to prospective jurors to inquire as to  
12 their qualifications for jury service and as to the hardship  
13 that jury service would pose to the prospective jurors. Upon  
14 prior approval by the chief judge of the judicial circuits in  
15 which a county board, jury administrator, or jury commissioners  
16 are situated, the county board, jury administrator, or jury  
17 commissioners shall excuse a prospective juror from jury  
18 service if the prospective juror shows that such service would  
19 impose an undue hardship on account of the nature of the  
20 prospective juror's occupation, business affairs, physical  
21 health, family situation, ~~active duty in the Illinois National~~  
22 ~~Guard or Illinois Naval Militia,~~ or other personal affairs, and  
23 cause his or her name to be returned to the jury list or

1 general jury list.

2 (b) When an undue hardship caused by a family situation is  
3 due to the prospective juror being the primary care giver of a  
4 person with a mental or physical disability, a person with a  
5 medically diagnosed behavior problem, or a child under age 12,  
6 then the county board, jury commissioners or jury administrator  
7 shall excuse such a prospective juror, if it finds that no  
8 reasonable alternative care is feasible which would not impose  
9 an undue hardship on the prospective juror or the person for  
10 whom the prospective juror is providing care, or both.

11 (Source: P.A. 90-482, eff. 1-1-98; 91-264, eff. 7-23-99.)

12 (705 ILCS 305/10.5 new)

13 Sec. 10.5. Servicemembers. Any active, retired, or  
14 honorably discharged member of the United States Armed Forces,  
15 Illinois National Guard, or Illinois Naval Militia shall, upon  
16 request, be excused from jury service. Upon request, the county  
17 board, jury administrator, or jury commissioners shall  
18 permanently exclude the prospective juror from all current and  
19 subsequent jury lists or general jury lists. The county board,  
20 jury administrator, or jury commissioners shall create and  
21 maintain a list of persons who are permanently excluded from  
22 any jury list or general jury list under this Section. The  
23 county board, jury administrator, or jury commissioners shall  
24 notify a person if he or she is permanently excluded from all  
25 current and subsequent jury lists or general jury lists.

1 Section 10. The Jury Commission Act is amended by adding  
2 Section 10.6 as follows:

3 (705 ILCS 310/10.6 new)

4 Sec. 10.6. Servicemembers. Any active, retired, or  
5 honorably discharged member of the United States Armed Forces,  
6 Illinois National Guard, or Illinois Naval Militia shall, upon  
7 request, be excused from jury service. Upon request, the jury  
8 administrator or jury commissioners shall permanently exclude  
9 the prospective juror from all current and subsequent jury  
10 lists or general jury lists. The jury administrator or jury  
11 commissioners shall create and maintain a list of persons who  
12 are permanently excluded from any jury list or general jury  
13 list under this Section. The jury administrator or jury  
14 commissioners shall notify a person if he or she is permanently  
15 excluded from all current and subsequent jury lists or general  
16 jury lists.